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106TH CONGRESS
1ST SESSION

S. 631

To amend the Social Security Act to eliminate the time limitation on benefits for immunosuppressive drugs under the Medicare Program, to provide for continued entitlement for such drugs for certain individuals after Medicare benefits end, and to extend certain Medicare secondary payer requirements.

IN THE SENATE OF THE UNITED STATES

MARCH 16, 1999

Mr. DEWINE (for himself, Mr. BROWNBACK, Mr. BINGAMAN, Mr. INOUYE, Mr. LEVIN, Mr. HOLLINGS, and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on Finance

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A BILL

To amend the Social Security Act to eliminate the time limitation on benefits for immunosuppressive drugs under the Medicare Program, to provide for continued entitlement for such drugs for certain individuals after Medicare benefits end, and to extend certain Medicare secondary payer requirements.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Immunosuppressive Drugs Coverage Act of 1999".

SEC. 2. ELIMINATION OF TIME LIMITATION ON MEDICARE BENEFITS FOR IMMUNOSUPPRESSIVE DRUGS.

(a) IN GENERAL.—Section 1861(s)(2)(J) of the Social Security Act (42 U.S.C. 1395x(s)(2)(J)) is amended by striking ", but only" and all that follows through the semicolon at the end thereof.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to drugs furnished on or after the date of the enactment of this Act.

SEC. 3. CONTINUED ENTITLEMENT FOR IMMUNOSUPPRESSIVE DRUGS FOR CERTAIN INDIVIDUALS AFTER MEDICARE BENEFITS END.

(a) IN GENERAL.—Section 226A(b)(2) of the Social Security Act (42 U.S.C. 426–1(b)(2)) is amended by inserting "(except for the provision of immunosuppressive drugs pursuant to section 1861(s)(2)(J))" after "shall end".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to drugs furnished on or after the date of the enactment of this Act.

SEC. 4. EXTENSION OF CERTAIN SECONDARY PAYER REQUIREMENTS.

Section 1862(b)(1)(C) of the Social Security Act (42 U.S.C. 1395y(b)(1)(C), is amended by adding at the end the following: "With regard to immunosuppressive drugs

furnished on or after the date of enactment of the Immunosuppressive Drugs Coverage Act of 1999, this subparagraph shall be applied without regard to any time limitation.".

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